

Olena Sharvan

From: Olena Sharvan
Sent: Wednesday, July 8, 2020 3:31 PM
To: ANTHONY@ATDLaw.com
Cc: Deirdre E. Tracey
Attachments: Meet&Confer Letter to Plaintiff re service in 2018 action.docx

Mr. DiPietro,

Enclosed you will find a meet and confer letter regarding the Amended Summons and Amended Complaint that were served on Dr. Hadden on June 24, 2020.

Please advise of your decision and response within 5 days.

Thank you for your prompt attention to this matter.

Olena Sharvan
Associate Attorney
Vaslas Lepowsky Hauss & Danke LLP
Attorneys at Law
201 Edward Curry Avenue
Staten Island, NY 10314
718-761-9300
347-695-4536 (direct)



www.vlhd-law.com

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Olena Sharvan

From: Olena Sharvan
Sent: Monday, July 13, 2020 2:51 PM
To: 'ANTHONY@ATDLaw.com'
Cc: 'Deirdre E. Tracey'; 'Maria D'Onofrio'
Subject: RE:

TimeMattersID: M7727AC13891C607
TM Contact: Robert Hadden
TM Matter No: 21-18-010-15-E
TM Matter Reference: Jane Doe #3 v. Hadden

Mr. DiPietro,

I am writing to follow-up on your response to our meet and confer letter from July 8, 2020.
Please provide your decision and response at this time.

Thank you,

Olena Sharvan
Attorneys at Law
Vaslas Lepowsky Hauss & Danke LLP
201 Edward Curry Avenue
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Cell phone: 551-358-3603
e-mail: osharvan@vlhd-law.com



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Subject: RE: [EXTERNAL]Re: Hoechstetter et al v. Columbia et al - meet & confer letter
Attachments: MeetConfer Letter to Plaintiff re service in 2018 action.docx

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TM Contact: Robert Hadden
TM Matter No: 21-18-010-15-E
TM Matter Reference: Jane Doe #3 v. Hadden

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Subject: [EXTERNAL]Re: [EXTERNAL]Re: Hoechstetter et al v. Columbia et al - meet & confer letter

TimeMattersID: D79BBAC14D813767
TM Contact: Robert Hadden
TM Matter No: 21-18-010-15-E
TM Matter Reference: Jane Doe #3 v. Hadden

I am available on the 24th but I'm trying to confirm the availability of co-counsel. I we're available that day, does it work for you?

Anthony T. DiPietro, Esq.

Patient Safety & Medical Malpractice Attorney
233 Broadway, Suite 880
New York, NY 10279
Ph: (212) 233-3600
Fax: (212) 202-7575
Web: ATDLaw.com

Connect With Me:



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<MeetConfer Letter to Plaintiff re service in 2018 action.docx>

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From: Olena Sharvan
Sent: Tuesday, July 14, 2020 5:20 PM
To: Anthony T. DiPietro, Esq.
Cc: Deirdre E. Tracey
Subject: RE: [EXTERNAL]Re: [EXTERNAL]Re: Hoechstetter et al v. Columbia et al - meet & confer letter

Can you please clarify what do you mean?

Also, can you please advise what your position is with respect to withdrawing the improper service of the Amended Summons and Amended Complaint with Affidavit of Service that was filed with SDNY on July 2, 2020?

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Olena Sharvan
Attorneys at Law
Vaslas Lepowsky Hauss & Danke LLP
201 Edward Curry Avenue
Staten Island, NY 10314
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immediately by telephone or e-mail and destroy the original message without making a copy. Our telephone number is 718-761-9300. Thank you.

From: Olena Sharvan
Sent: Wednesday, July 8, 2020 3:31 PM
To: ANTHONY@ATDLaw.com
Cc: Deirdre E. Tracey <detracey@arfdlaw.com>
Subject:

Mr. DiPietro,

Enclosed you will find a meet and confer letter regarding the Amended Summons and Amended Complaint that were served on Dr. Hadden on June 24, 2020.
Please advise of your decision and response within 5 days.

Thank you for your prompt attention to this matter.

Olena Sharvan
Associate Attorney
Vaslas Lepowsky Hauss & Danke LLP
Attorneys at Law
201 Edward Curry Avenue
Staten Island, NY 10314
718-761-9300
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<MeetConfer Letter to Plaintiff re service in 2018 action.docx>

Olena Sharvan

From: Olena Sharvan
Sent: Tuesday, July 14, 2020 6:35 PM
To: Anthony T. DiPietro, Esq.
Cc: Deirdre E. Tracey
Subject: RE: [EXTERNAL]Re: [EXTERNAL]Re: [EXTERNAL]Re: Hoechstetter et al v. Columbia et al - meet & confer letter

There is no need for an actual meet and confer, which we never requested. In our July 8, 2020 letter, we simply requested that you immediately withdraw the Amended Summons and Amended Complaint served on Dr. Hadden on June 24, 2020, together with the Affidavit of Service, due to direct violation of Rule 4 of the FRCP. Please advise of your decision whether you will withdraw the improper service at this time. Should you refuse or fail to withdraw the improper summons and complaint by 2 p.m. tomorrow (July 15, 2020), we will request the Court's intervention.

Sincerely,

Olena Sharvan
Associate Attorney
Vaslas Lepowsky Hauss & Danke LLP
Attorneys at Law
201 Edward Curry Avenue
Staten Island, NY 10314
718-761-9300
347-695-4536 (direct)



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From: Anthony T. DiPietro, Esq. <ANTHONY@ATDLaw.com>
Sent: Tuesday, July 14, 2020 5:33 PM
To: Olena Sharvan <osharvan@vlhd-law.com>
Cc: Deirdre E. Tracey <detracey@arfdlaw.com>
Subject: [EXTERNAL]Re: [EXTERNAL]Re: [EXTERNAL]Re: Hoechstetter et al v. Columbia et al - meet & confer letter

I'm checking with co-counsel to see if we can conduct the meet and confer, that you requested, on July 24th. It's my understanding that you asked that we meet and confer to discuss the issue. Ironically, this is the same issue that I

attempted to discuss with Mr. Dalton of your firm several weeks ago, but he refused to get back to me. Are you available on July 24th?

Anthony T. DiPietro, Esq.

Patient Safety & Medical Malpractice Attorney

233 Broadway, Suite 880

New York, NY 10279

Ph: (212) 233-3600

Fax: (212) 202-7575

Web: ATDLaw.com

Connect With Me:



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On Jul 14, 2020, at 5:20 PM, Olena Sharvan <osharvan@vlhd-law.com> wrote:

Can you please clarify what do you mean?

Also, can you please advise what your position is with respect to withdrawing the improper service of the Amended Summons and Amended Complaint with Affidavit of Service that was filed with SDNY on July 2, 2020?

From: Anthony T. DiPietro, Esq. <ANTHONY@ATDLaw.com>

Sent: Tuesday, July 14, 2020 4:34 PM

To: Olena Sharvan <osharvan@vlhd-law.com>

Cc: Deirdre E. Tracey <detracey@arfdlaw.com>

Subject: [EXTERNAL]Re: [EXTERNAL]Re: Hoechstetter et al v. Columbia et al - meet & confer letter

I am available on the 24th but I'm trying to confirm the availability of co-counsel. I we're available that day, does it work for you?

Anthony T. DiPietro, Esq.

Patient Safety & Medical Malpractice Attorney

233 Broadway, Suite 880

New York, NY 10279

Ph: (212) 233-3600

Fax: (212) 202-7575

Web: ATDLaw.com

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On Jul 13, 2020, at 7:58 PM, Olena Sharvan <osharvan@vlhd-law.com> wrote:

Yes, of course.

However, the e-mail with the same letter was sent to the same address and did not return as undelivered. Also, everybody cc'd received the letter.
Please see attached the letter that was attached to my July 8th e-mail.

Best regards,

Olena Sharvan
Associate Attorney
Vaslas Lepowsky Hauss & Danke LLP
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From: Anthony T. DiPietro, Esq. <ANTHONY@ATDLaw.com>
Sent: Monday, July 13, 2020 7:47 PM
To: Olena Sharvan <osharvan@vlhd-law.com>
Cc: Deirdre E. Tracey <detracey@arfdlaw.com>; Maria D'Onofrio <maria@atdlaw.com>
Subject: [EXTERNAL]Re:

Neither Maria, nor I, have the letter you're referring to. Did you email it to us? Can you resend it?

Anthony.

On Jul 13, 2020, at 2:51 PM, Olena Sharvan <osharvan@vlhd-law.com> wrote:

Mr. DiPietro,

I am writing to follow-up on your response to our meet and confer letter from July 8, 2020.

Please provide your decision and response at this time.

Thank you,

Olena Sharvan

Attorneys at Law

Vaslas Lepowsky Hauss & Danke LLP

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Staten Island, NY 10314

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Cc: Deirdre E. Tracey <detracey@arfdlaw.com>

Subject:

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